

PUBLIC SERVICE COMMISSION OF WISCONSIN

Minutes and Informal Instructions of the Open Meeting of
Tuesday, February 3, 2009

The Public Service Commission of Wisconsin (Commission) met as noticed. Present were Chairperson Callisto, Commissioner Meyer, and Commissioner Azar.

Minutes

The Commission approved the minutes of the Open Meeting of Thursday, January 22, 2009.

5-AE-181 – Application for Approval of an Affiliated Interest Agreement Between Wisconsin Power and Light Company and American Transmission Company LLC Relating to the Bristol and West Darien Substations

The Commission approved the Notice of Investigation and directed it be signed by the Secretary to the Commission on behalf of the Commission.

5-BS-163 – Joint Application of Wisconsin Power and Light Company and Rock Energy Cooperative for the Approval of Amendments to the Service Territory Agreement and Transfer of Customers Between Wisconsin Power and Light Company and Rock Energy Cooperative, Located in Rock County

The Commission approved the Notice of Investigation and directed it be signed by the Secretary to the Commission on behalf of the Commission.

1140-GR-106 – Application of City Gas Company for Limited Issue Rate Filing, 2005 Wisconsin Act 141

The Commission approved the Notice of Proceeding and directed it be signed by the Secretary to the Commission on behalf of the Commission.

5070-CE-104 – Application of the City of Richland Center, as an Electric Public Utility, for Authority to Install a New Capacitor Bank and Associated Equipment in its Existing Brewer Substation, in the City of Richland Center, Richland County

The Commission approved the Notice of Investigation and directed it be signed by the Secretary to the Commission on behalf of the Commission.

5195-EI-100 – Complaint by City of New Richmond, as an Electric Public Utility, Against St. Croix Electric Cooperative, Regarding the Provision of Electric Service to New Richmond High School

The Commission approved the Notice of Proceeding and Prehearing Conference and directed it be signed by the Secretary to the Commission on behalf of the Commission.

6725-RW-149 – Tolls to be Charged by the Wisconsin Valley Improvement Company for the Six Month Period Ending December 31, 2008

The Commission approved the Notice of Investigation and directed it be signed by the Secretary to the Commission on behalf of the Commission.

6690-UR-119 – Application of Wisconsin Public Service Corporation for Authority to Adjust Electric and Natural Gas Rates

Request for Rehearing and Reconsideration of Wisconsin Public Service Corporation

The Commission discussed the issues in this matter and then directed that this matter be laid over for further discussion at its next open meeting.

6680-UR-116 – Application of Wisconsin Power and Light Company for Authority to Adjust Retail Electric and Natural Gas Rates

1-IC-404 – Application for Intervenor Compensation Filed by Sierra Club John Muir Chapter for \$114,600 to Participate in Docket 6680-UR-116

Sierra Club Application for Supplementary Intervenor Compensation

The Commission modified and approved the request filed on behalf of Sierra Club John Muir for supplemental intervenor compensation, awarding the amount of \$5,500, subject to Millennium Energy, LLC, providing an hourly analysis of the work it performed in docket 6680-UR-116.

The Commission delegated review of the information provided by Millennium, LLC, to the Administrator of the Gas and Energy Division.

The Commission directed staff to prepare guidelines to assist in the review of future applications for supplemental intervenor compensation.

Commissioner Azar dissented.

The Commission directed the Gas and Energy Division to draft an order consistent with its discussion.

6690-UR-119 – Application of Wisconsin Public Service Corporation for Authority to Adjust Electric and Natural Gas Rates

1-IC-405 – Application for Intervenor Compensation Filed by Sierra Club John Muir Chapter for \$79,200 to Participate in Docket 6690-UR-119

Sierra Club Application for Supplementary Intervenor Compensation

The Commission modified and approved the request filed on behalf of Sierra Club John Muir for supplemental intervenor compensation, awarding the amount of \$5,500, subject to Millennium Energy, LLC, providing an hourly analysis of the work it performed in docket 6690-UR-119.

The Commission delegated review of the information provided by Millennium, LLC, to the Administrator of the Gas and Energy Division.

The Commission directed staff to prepare guidelines to assist in the review of future applications for supplemental intervenor compensation.

Commissioner Azar dissented.

The Commission directed the Gas and Energy Division to draft an order consistent with its discussion.

6720-TI-216 – Complaint of McLeodUSA Telecommunications Services, Inc. Against Wisconsin Bell, Inc., d/b/a AT&T Wisconsin

Consideration of Opening a Proceeding to Investigate a Complaint Regarding Improper Charges and Practices Concerning Collocation Services

The Commission considered the complaint and response in this matter and determined that a docket should be opened to consider causes of action #1, #2, #3, #5 and #6 as set out in the complaint by McLeodUSA Telecommunications Services, Inc., against Wisconsin Bell, Inc., d/b/a AT&T Wisconsin (AT&T).

The Commission determined that cause of action #4 should be rejected as legally insufficient and cause of action #7 should be excluded without prejudice to the complainant being able to re-file the claim with more factual detail.

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The Commission determined that the motion to dismiss filed on behalf of AT&T should be deferred for determination in the open docket.

The Commission directed this matter be delegated to the Administrator of the Telecommunications Division for determination.

Commissioner Azar dissented.

The Commission directed staff to prepare a notice to be signed by the Secretary to the Commission on behalf of the Commission.

The Commission adjourned the open meeting at 11:34 a.m.

Sandra J. Paske
Secretary to the Commission